

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

400S0149

SENATE COMMERCE AND ENERGY ENGROSSED NO. **SB 21** - 1/20/2011

Introduced by: The Committee on Commerce at the request of the Department of Health

1 FOR AN ACT ENTITLED, An Act to eliminate the requirement for single action hardware on
2 primary exit doors for specialty resorts and vacation homes.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 34-18-22.1 be amended to read as follows:

5 34-18-22.1. Any specialty resort establishment with less than ten occupants shall meet the
6 following minimum fire safety standards:

- 7 (1) Any primary exit that leads to the exterior of the structure shall be capable of
8 unlocking from the interior ~~with single action hardware~~ without the use of a key or
9 special knowledge or effort, free from obstruction, and clearly marked with
10 illuminated exit signs. Any sleeping room with a direct exit to the exterior of the
11 building is exempt from this requirement;
- 12 (2) There shall be a smoke detector in each sleeping room. The owner or manager shall
13 test any battery operated smoke detector at least twice a year;
- 14 (3) Any sleeping room shall be equipped with an operable egress window. Any sleeping
15 room with a direct exit to the exterior of the building is exempt from this



1 requirement; and

2 (4) Portable fire extinguishers with a minimum 2-A rating shall be made available on
3 each floor and shall be inspected and tagged annually.

4 Section 2. That § 34-18-22.2 be amended to read as follows:

5 34-18-22.2. Any specialty resort establishment with ten or more occupants shall meet the
6 following minimum fire safety standards:

7 (1) Each floor where occupants are sleeping shall have access to at least two remote
8 exits;

9 (2) Any primary exit that leads to the exterior of the structure shall be capable of
10 unlocking from the interior ~~with single action hardware~~ without the use of a key or
11 special knowledge or effort, free from obstruction, and clearly marked with
12 illuminated exit signs. Any sleeping room with a direct exit to the exterior of the
13 building is exempt from this requirement;

14 (3) There shall be a smoke detector in each sleeping room. The owner or manager shall
15 test any battery operated smoke detector at least twice a year;

16 (4) Any sleeping room shall be equipped with an operable egress window. Any sleeping
17 room with a direct exit to the exterior of the building is exempt from this
18 requirement; and

19 (5) Portable fire extinguishers with a minimum 2-A rating shall be made available on
20 each floor and shall be inspected and tagged annually.

21 Section 3. That § 34-18-22.3 be amended to read as follows:

22 34-18-22.3. Any vacation home establishment shall meet the following minimum fire safety
23 standards:

24 (1) Each floor where ten or more occupants are sleeping shall have access to at least two

1 remote exits;

2 (2) Any primary exit that leads to the exterior of the structure shall be capable of
3 unlocking from the interior ~~with single action hardware, without the use of a key or~~
4 special knowledge or effort and free from obstruction. Any sleeping room with a
5 direct exit to the exterior of the building is exempt from this requirement;

6 (3) There shall be a smoke detector in each sleeping room. The owner or manager shall
7 test any battery operated smoke detector at least twice a year;

8 (4) Any sleeping room shall be equipped with an operable egress window. Any sleeping
9 room with a direct exit to the exterior of the building is exempt from this
10 requirement; and

11 (5) A portable fire extinguisher with a minimum 2-A rating shall be made available on
12 each floor and shall be inspected and tagged annually.